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September 29, 2023

**VIA ECF**

The Honorable Lewis A. Kaplan  
United States District Court  
Southern District of New York  
United States Courthouse  
500 Pearl Street  
New York, New York 10007

**Re: *United States v. Samuel Bankman-Fried, S6 22 Cr. 673 (LAK)***

Dear Judge Kaplan:

We were able to confer with our client at MDC this morning regarding whether we will require the two witnesses testifying under a grant of immunity to invoke their Fifth Amendment privilege against self-incrimination in person outside of the presence of the jury. We will not require these two witnesses to do so. We appreciate the additional time to provide our response on this matter.

Respectfully submitted,

/s/ Christian R. Everdell  
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Christian R. Everdell  
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cc: All counsel of record (via ECF)